

EXHIBIT 10

10/19/2005 BUSKA, Jeff V.1

1 THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF MASSACHUSETTS

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6 In re: PHARMACEUTICAL, MDL DOCKET NO.
7 INDUSTRY AVERAGE WHOLESALE CIVIL ACTION
8 PRICE LITIGATION 01CV12257-PBS

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11 THIS DOCUMENT RELATES TO:
12 ALL ACTIONS

13 _____
14 Volume I
15 DEPOSITION OF JEFF BUSKA
16 Taken at:
17 Law offices of
18 Gough, Shanahan, Johnson & Waterman
19 33 South Last Chance Gulch
20 Helena, Montana
21 October 19, 2005
22 9:00 a.m.

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1 is on our Web site for the department.

2 Q. Is it accurate, to the best of your
3 knowledge?

4 A. To the best of my knowledge, yes.

5 Q. And looking at the first page that I have,
6 it says Program Organizational Chart. I see your
7 position --

8 A. This one, okay.

9 Q. -- as senior Medicaid policy coordinator.

10 A. Yes.

11 Q. And then I see the various boxes below it,
12 divisions. Again, which are the divisions that handle
13 reimbursement for prescription drugs, whether they be
14 pharmacy or physician administered?

15 A. Health Resources Division.

16 Q. And the Addictive and Mental Disorders
17 Division?

18 A. The Addictive and Mental Disorders
19 Division has the financial responsibility for the
20 mental health services plan, but the administration of
21 the claims processing is with the staff of the Health
22 Resources Division. They do a cooperative effort in

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1 the administration of that program.

2 Q. Any other division that's on the same
3 parallel line that handles reimbursement for
4 prescription drugs currently?

5 A. For Medicaid, no.

6 Q. What about that handles reimbursement for
7 prescription drugs other than Medicaid?

8 A. In the Health Resources Division, there is
9 a program that is for children with special healthcare
10 needs, and that I'm aware, they pay for prescription
11 drugs. There's also a program for the end-stage renal
12 disease program that pays for prescription drugs.

13 Q. Neither of those are Medicaid programs?

14 A. They are not Medicaid programs, no.

15 Q. Do you know the methodology by which they
16 reimburse for those prescription drugs?

17 A. No, I do not know the specifics of how
18 they're reimbursed for it.

19 Q. According to this chart, Joan Miles is the
20 current department director of DPHHS.

21 A. That is correct.

22 Q. How long has she held that position?